M M

FOR MYSORE STATE

Dev (1950) Department.

Ms. SERIES.- Pam

G.O. NO. 1617

Dated 21-6-1950.

[Despatch Abstract.]

Acts and Rules - The Madras Co-op. Societies Act 1932 — Certain powers of Registrar — Delegated to the C.S.R. appointed as Secretary of Harijan Co-operative Bank.

15922

R.C.130548/49-N Office of the Registrar of Cooperative Societies, Madras, 24-2-50.

FIRST ASST. SECRETARY TO GOVERNMENT
26 FEB 1950
DEVELOPMENT DEPARTMENT

From
Sri J.C. Ryan, M.A.,
Registrar of Cooperative Societies,
Chepauk, Madras.

To
The Secretary to Government,
Development Department,
Fort St. George, Madras.

Sir,

Sub: Foreign Service - Sankarappa Sri M.K. - Cooperative Sub-Registrar appointed as Secretary of Hospet Cooperative Central Bank investing of powers under the Madras Cooperative Societies Act - Requested -

On the request of the Hospet Cooperative Central Bank for the loan of services of a Cooperative Sub-Registrar to work as its Secretary for a period of six months for proper administration of the Bank. I have deputed Sri M.K. Sankarappa, Cooperative Sub-Registrar to the Bank on foreign service terms.

2. The Bank requests that Sri M.K. Sankarappa, Cooperative Sub-Registrar (Secretary) might be invested with powers under Sections 15, 37, 38, 39, 51(1), 51(2), 51(3) and 57(A) of the Madras Cooperative Societies Act VI of 1932 while employed in the bank to facilitate the disposal of arbitration references, Execution Petitions and the conduct of enquiries under Section 38 of the Act.

3. I request that Government may be pleased to confer on Sri M.K. Sankarappa, Cooperative Sub-Registrar (Secretary) the powers of a Registrar under the above sections as requested by the Hospet Cooperative Central Bank.

24/2/50

For Registrar.

10/18/3

Dev. Dept.

Memo No. 15922-BI-50-1 d. 15.3.50.

Subj. Acts and Rules – The Madras Co-op. Societies Act, 1932 – Certain powers of the Registrar – delegation to the C.S.R. appointed as Secy. of Hospet Co-op. Central Bank.

Ref: From the R.C.S. No. 130548/49-N d. 24-2-50

The R.C.S. has proposed that powers under Sub-sections 2(b) & (c) and 3 of Sec. 51 of the Madras Co-op. Societies Act, 1932 may also be delegated to the C.S.R appointed as Secy to the Hospet Co-op. Central Bank. It has been pointed out that as these Sub-sections provide for referring the disputes to other persons, it is not very desirable to delegate to the C.S.R the powers under these

2 4

Sub. Sections., The R.C.S. is requested to report whether there will be any serious inconvenience to the Central Bank if powers under these Sub. Sections are not delegated to it Secy., and also to state how the work was managed previously

13.3.50

14.3.50

15/3/50

To The R.C.S

R 25.3.50
ER 25/3/50

COOPERATIVE DEPARTMENT

30305

From
Sri. J. C. Ryan, M.A.,
Registrar of Cooperative Societies,
M A D R A S

To
The Secretary to Government,
Development Department,
Fort St. George, Madras.

R.C. 130548/49 N. Dated 4--4--1950

Sir,

Sub:-FOREIGN SERVICE-Sankarappa (Sri. M.K)-Cooperative Sub Registrar appointed as Secretary of the Hospet Cooperative Central Bank Investing of powers under Madras Cooperative Societies Act,

Ref:-Government Memorandum No. 15922/B.1/50-I dated 15--3--50.

FIRST ASST. SECRETARY TO GOVERNMENT
6 APR 1950
DEVELOPMENT DEPARTMENT

The Cooperative Sub Registrar deputed to the Hospet Cooperative Central Bank needs powers to decide the disputes himself under Section 51 (1) to facilitate quick collections. Powers under Section 51 (2) (b) and (c) and 51 (3) of the Madras Cooperative Societies Act are not so essential and need not be conferred on the Cooperative Sub Registrar. This will not cause any serious inconvenience to the bank.

I request that Government may be pleased to confer on Sri. M.K. Sankarappa, Cooperative Sub Registrar (Secretary) the powers of a Registrar under Sections, 15,37,38, 39, 51 (1) and 57(A) of the Madras Cooperative Societies Act VI of 1932. The work is now attended to by the Deputy Registrar who on account of the heavy number of arbitration references, is not able to dispose of them as expeditiously as is desirable. I request early orders.

P Achyutamenon

FOR REGISTRAR.

7 Dev. Dept.

23/21/4

pl. issue PAP 20/5/50.

Acts and Rules – The Madras Co-op. Societies Act, 1932 – Certain Powers of the Registrar – Delegated to the C.S.R appointed as Secretary of Hospet Co-op. central Bank –

p. 1 ck.

Read. from the R.C.S No. 130548-/49-N d. 24.2.50.

G.O. Ms 1617 Dev. 21.4.50.

The following notification will be published in the Fort. St. George Gazette

Notification.

In exercise of the powers conferred by section 3 of the Madras Co-op. Societies Act, 1932 (Madras Act VI of 1932), His Excellency the Governor of Madras hereby confers on the Co-operative Sub-Registrar appointed as Secretary of

Hospet Co-operative Central Bank, the powers of a Registrar under ~~Sub-Sections~~ Sections 15, 37, 38, 39, & Sub-Sections (1) and 2 (a) of Section 51 and Section 57.(A) of the said Act.

The 27/3/50. 4.3.50

To the R.C.S. ... for publn of the notification Sec. T. 24/4

Note Generally powers under sub-sections 2 (b), 2 (c) and (3) of section 51 of the Act are not delegated to C.S.Rs as these sub-sections provide for referring the disputes to other parties. It does not seem necessary to accept the Regr's proposal to delegate powers to the C.S.R under these sub-sections also. A draft order is sent for approval Legal may see for scrutiny.

Regr 3.50 20-3-50

The suggestion is not in favour of

any delegation to C.S.Bs Bil. the Coop Bank
Hospet. Is there a specific requisition for such delegation
can this be done normally? Will there be any
A- serious handicap to the Bank if this is not conceded.
However the affairs managed previously

M 7.3.50

The R.C.S.(J) may be consulted in the matter.
A draft memo & subs for approval

Re
13.3.50 14.3.50

IV
IFS&V

p.10.3-4 c.f. [Judicial Memo No. 15922 B-J/50-1, d. 15.3.50]
to 5 c.f. [From the R.C.S. letter no. 130548/J&V,
d. 14.4.50]

To A.S.

The Registrar's letter at p.5 c.f. in reply to the Memo at pp. 3-4 c.f. may be perused.

2. With reference to 'A' above it is submitted that normally powers under specific sections of the Act are delegated to Coop. Sub Registrars working in societies to expedite work. In this case the affairs were
Vide C.A. Sec. 6 (B) & (T)
A in p.5 c.f. previously managed by the D.R. Registrar. But the Registrar has reported that on account of the heavy number of arbitration references the D.R. is not able to dispose of them expeditiously. Hence the proposal to delegate the powers.
para 1 on p.5 c.f. The Registrar has agreed to the
Vide notes at p. ante suggestion at p. ante. In this letter
B on p.5 c.f. at p.5 c.f. the Registrar has not suggested
the delegation under Section 51(2)(a)
C.S.O. Dy Reg. for info obviously this is an omission. The

power under this section also may be delegated as suggested in the draft ~~as it is one~~ which is based on the precedents. The draft order at pp. 1-2 ante which is self-explanatory may issue.

Udeg MM u.s.o A.M. (L.A.)

MM u.s.o

[Issued as G.O. MS 1613, dt. 25-9-50]